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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 MARGARET PICUS, an individual; }
9 on behalf of herself and others similarly }
situated, }
10 Plaintiff, }
11 vs. }
12 }
13 WAL-MART STORES, INC.; et al. }
14 Defendant(s). _____

Case # CV-5-00682-PMP-LRL

**VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL**

EFFECTIVE JUNE 1, 2004
FILING FEE IS \$175.00

16 Lucinda J. Bach, Petitioner, respectfully represents to the Court:

18 1. That Petitioner resides at Alexandria

19 (city)

20 _____, Virginia

21 (county)

(state)

22 2. That Petitioner is an attorney at law and a member of the law firm of

23 DLA Piper US LLP with offices at

24 1200 19th Street, N.W.

25 (street address)

26 Washington, D.C.

27 (city)

(zip code)

(area code + telephone number)

28 lucinda.bach@dlapiper.com

(Email address)

1 3. That Petitioner has been retained personally or as a member of the law firm by
 2 Menu Foods, Inc. to provide legal representation in connection with
 3 [client(s)]
 4 the above-entitled case now pending before this Court.

5 4. That since 1983 (date), Petitioner has been and presently is a member
 6 in good standing of the bar of the highest Court of the State of District of Columbia (state)
 7 where Petitioner regularly practices law.

8 5. That Petitioner was admitted to practice before the following United States District
 9 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
 10 of other States on the dates indicated for each, and that Petitioner is presently a member in good
 11 standing of the bars of said Courts.

| Court | Date Admitted | Bar Number |
|---|--------------------------|---------------|
| <u>District of Columbia Court of Appeals</u> | <u>December 19, 1983</u> | <u>375366</u> |
| <u>U.S. District Court for the District of Columbia</u> | <u>September 9, 1985</u> | <u>375366</u> |
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3 6. That there are or have been no disciplinary proceedings instituted against Petitioner,
4 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
5 or administrative body, or any resignation or termination in order to avoid disciplinary or
6 disbarment proceedings, except as described in detail below:
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1 7. Has Petitioner ever been denied admission to the State Bar of Nevada?. (If yes,
 2 give particulars of every denied admission):

3 No

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6 8. That Petitioner is a member of good standing in the following Bar Associations:

7 American Bar Association
 8 District of Columbia Bar

9

10 9. Petitioner or any member of Petitioner's firm (or office if firm has offices in more
 11 than one city) with which Petitioner is associated has/have filed application(s) to appear as counsel
 12 under Local Rule IA 10-2 during the past three (3) years in the following matters:

| Date of Application | Cause | Title of Court Administrative Body or Arbitrator | Was Application Granted or Denied |
|----------------------|-------|--|---|
| <u>See Exhibit A</u> | | | |
| | | | |
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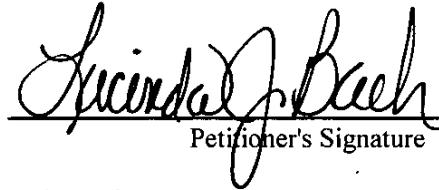
20 (If necessary, please attach a statement of additional applications)

21 10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the
 22 State of Nevada with respect to the law of this state governing the conduct of attorneys to the same
 23 extent as a member of the State Bar of Nevada.

24 11. Petitioner agrees to comply with the standards of professional conduct required of
 25 the members of the bar of this court.

26 12. Petitioner has disclosed in writing to the client that the applicant is not admitted to
 27 practice in this jurisdiction and that the client has consented to such representation.

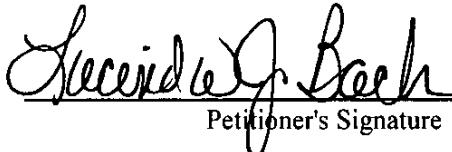
1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
 2 FOR THE PURPOSES OF THIS CASE ONLY.

3 
 4 Petitioner's Signature
 5

6 STATE OF District of Columbia
 7 COUNTY OF _____)

8 Lucinda J. Bach, Petitioner, being first duly sworn, deposes and says:

9 That the foregoing statements are true.

10 
 11 Petitioner's Signature
 12

13 Subscribed and sworn to before me this

14 6th day of August, 2007.
 15 Doris M. Coulbourne
 16 Notary public or Clerk of Court

17 DORIS M. COULBOURNE
 18 NOTARY PUBLIC DISTRICT OF COLUMBIA
 19 My Commission Expires February 14, 2010

20
 21 **DESIGNATION OF RESIDENT ATTORNEY
 22 ADMITTED TO THE BAR OF THIS COURT
 23 AND CONSENT THERETO.**

24 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
 25 believes it to be in the best interests of the client(s) to designate Alan Westbrook,
 26 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
 27 above-entitled Court as associate residence counsel in this action. The address of said designated
 28 Nevada counsel is:

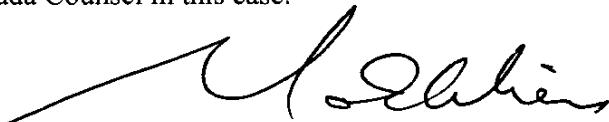
1701 W. Charleston Blvd., #200
 Las Vegas, Nevada 89102

(Street, City, State, Zip Code and Telephone No.)

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2 By this designation the Petitioner and undersigned party(ies) agree that this designation
3 constitutes agreement and authorization for the designated resident admitted counsel to sign
4 stipulations binding on all of us.

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6 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

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8 The undersigned party(ies) appoints Alan Westbrook as
9 his/her/their Designated Resident Nevada Counsel in this case.

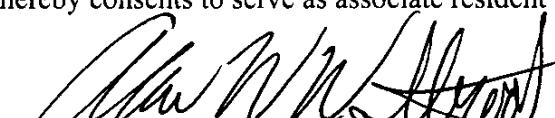
10
11 
(Party signature)

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13 (Party signature)

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15 (Party signature)

16 **CONSENT OF DESIGNEE**

17
18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

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20 
Designated Resident Nevada Counsel's Signature 6167 Bar number

21
22 APPROVED:

23
24 Dated: this _____ day of _____, 20 _____.
25

26
27 UNITED STATES DISTRICT JUDGE
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PRO HAC VICE FILINGS IN NEVADA

| <u>Attorney</u> | <u>Office</u> | <u>Court</u> | <u>Case Name & Number</u> | <u>Application Dated</u> | <u>Application Filed</u> | <u>Application Granted/Denied</u> |
|---------------------|----------------|--|--|--------------------------|--------------------------|-----------------------------------|
| Brian L. Behmer | San Diego, CA | US District of NV | Alere Medical Inc. v. QMed, Inc. CV-S-06-00062 | 9/11/06 | 9/13/06 | Granted - 9/14/06 |
| Robert Brownlie | San Diego | NV 8 th Judicial District | Net Tech Fund, LP, et. al., v. Cyber Dyne, et. al. A465822 | 2/24/05 | 3/01/05 | Granted - 3/09/05 |
| Matt Holian** | San Diego | NV - 2 nd Judicial District (Washoe County) | Hussey v. Regent Air Service | | | Granted - 8/03/04 |
| Noah A. Katsell | San Diego | NV - 8 th Judicial District | Net Tech Fund, LP, et. al., v. Cyber Dyne, et. al. A465822 | 2/24/05 | 3/01/05 | Granted - 3/09/05 |
| Mark Muedeking | Washington, DC | NV - 8 th Judicial District | MGM Mirage et. al., v. CBCA, Inc., et. al. A492592 | 11/12/04 | 11/23/04 | Granted - 12/6/04 |
| Gerard Trippetti | San Diego | NV - 8 th Judicial District | Net Tech Fund, et. al., v. Cyber Dyne, et. al. A465822 | 2/24/05 | 3/01/05 | Granted 3/09/05 |
| Christopher Young** | San Diego | NV - 2 nd Judicial District (Washoe County) | Hussey v. Regent Air Service CV 04 00614 | | | Granted - 8/03/04 |
| Christopher Young | San Diego | NV - 8 th Judicial District | Bradley J. Smith v. United States of America, inter alia, Southwest Airlines A510068 | 10/24/05 | 10/26/05 | Granted - 11/10/05 10/27/05 |